



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

David A. Levine
Levine, Bagade, Han, LLP
2483 East Bayshore Road
Suite 100
Palo Alto, CA 94303

COPY MAILED

APR 12 2007

OFFICE OF PETITIONS

In re Application of	:	
Gerald W. Kearby	:	
Application No. 10/770,086	:	DECISION ON PETITION
Filed: January 31, 2004	:	TO WITHDRAW
Attorney Docket No. BOM 1001-US	:	FROM RECORD
	:	

This is a decision on the Request to Withdraw as attorney or agent of record under 37 C.F.R. § 1.36(b), filed February 6, 2007.

The request is **APPROVED**.

A grantable request to withdraw as attorney/agent of record must be signed by every attorney/agent seeking to withdraw or contain a clear indication that one attorney is signing on behalf of another/others. A request to withdraw will not be approved unless at least 30 (thirty) days would remain between the date of approval and the later of the expiration date of a time to file a response or the expiration date of the maximum time period which can be extended under 37 C.F.R. § 1.136(a).

The request was signed by David A. Levine on behalf of all attorneys of record who are associated with customer No. 40518. All attorneys/agents associated with the Customer Number 40518 have been withdrawn.

Applicant is reminded that there is no attorney of record at this time.

The request to change the correspondence of record is not acceptable as the requested correspondence address is not that of: (1) the first named signing inventor; or (2) an intervening assignee of the entire interest under 37 C.F.R. 3.71. All future communications from the Office will be directed to the assignee of the entire interest at the first copied address below until otherwise properly notified.

There are currently no pending office actions in this case.

Telephone inquiries concerning this decision should be directed to Kimberly Inabinet at 571-272-4618.

Frances Hicks
Frances Hicks
Petitions Examiner
Office of Petitions

cc: Gerald W. Kearby
Back Office Music
2317 Broadway Street
Suite 250
Redwood City, CA 94063

cc: Gerald W. Kearby
530 Wur Road
Lorma Mar, CA 94021



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/770,086	01/31/2004	Gerald W. Kearby	BOM 1001 - US

CONFIRMATION NO. 9269

40518
 LEVINE BAGADE HAN LLP
 2483 EAST BAYSHORE ROAD, SUITE 100
 PALO ALTO, CA 94303



OC000000023286950

Date Mailed: 04/06/2007

NOTICE REGARDING CHANGE OF POWER OF ATTORNEY

This is in response to the Power of Attorney filed 02/06/2007.

- The withdrawal as attorney in this application has been accepted. Future correspondence will be mailed to the new address of record. 37 CFR 1.33.

Kimberly Brabinek
 Office of Initial Patent Examination (571) 272-4000, or 1-800-PTO-9199
 FORMER ATTORNEY/AGENT COPY